

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office FEB 27 1995

Returned to applicant for correction _____

Corrected application filed _____ Map filed FEB 27 1995

The applicant Key Farms, Inc.

P.O. Box 8 of Orovada
Street and No. or P.O. Box No. City or Town

Nevada 89425 hereby make S. application for permission to change the
State and Zip Code No.

point of diversion
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 17275 Certificate 5441
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is underground
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 3.491 c.f.s.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for irrigation and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for irrigation and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point within the SE1 NE1 of Section 3, T. 42N.
Describe as being within a 40-acre subdivision of public survey and by course and
R. 37E., M.D.B. & M. or at a point from which the E1 corner of said Section 3
distance to a section corner. If on unsurveyed land, it should be stated.

bears S 46° E 290 feet.

6. The existing permitted point of diversion is located within the SE1 SE1 of Section 3, T. 42N.
If point of diversion is not changed, do not answer.

R. 37E., M.D.B. & M. or at a point from which the SE corner of said Section 3
bears S 2°52' E a distance of 1,000 feet.

7. Proposed place of use Unchanged
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

See Attachment "A."

8. Existing place of use _____
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
drilled well and ditch and pipeline
specifications of your diversion or storage works.)
system
State manner in which water is to be diverted, i.e. diversion structure,

ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$30,000 ±

13. Estimated time required to construct works Two (2) months

One (1) year

14. Estimated time required to complete the application of water to beneficial use.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

The well under Permit 17275 Certificate 5441 is inoperable and the Permittee needs to drill a temporary well so that they can begin the irrigation season. This well is an integral part of their farming system. Permittee will file a permanent application to change when their temporary permit is approved.

Desert Mountain Surveying as agent
By John H. Milton III, PLS, SWRS
By s/John H. Milton III
146 West Second Street
Winnemucca, NV 89445

Compared jr/bk jr/bk

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 17275, Certificate 5441 is issued subject to the terms and conditions imposed in said Permit 17275, Certificate 5441 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies. This permit is issued for the irrigation of 284.44 acres within the described place of use. Permit 28623, in part, is supplemental to the entire 261.48 acres under this permit.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.951 cubic feet per second, but not to exceed 1137.76 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No. Issued.....

IN TESTIMONY WHEREOF, R. MICHAEL TURNIPSEED, P.E.,
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this 11th day of April

A.D. 19 95
R. Michael Turnipseed, P.E.
State Engineer

EXPIRED
DATE 4-10-96

(PERMIT TERMS CONTINUED)

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on April 10, 1996 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

